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21
22 UNITED STATES DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA
24 SAN FRANCISCO DIVISION

25 ORACLE AMERICA, INC.,

26 Case No. CV 10-03561 WHA

27 Plaintiff,

28 v.
1
2 **STIPULATION AND [PROPOSED]**
3 **ORDER RE THE DEPOSITION OF**
4 **ROHIT CHATTERJEE**

5 GOOGLE INC.,

6 Defendant.
7
8 **Dept.:** Courtroom 8, 19th Floor
9 **Judge:** Hon. William H. Alsup

STIPULATION

WHEREAS, the Court has ordered that Plaintiff Oracle America, Inc. (“Oracle”) produce Rohit Chatterjee for deposition by April 27, 2016;

WHEREAS, counsel for Oracle has represented to counsel for Google that Mr. Chatterjee is dealing with a serious family medical issue, limiting scheduling and which will prevent scheduling of Mr. Chatterjee's deposition until April 28, 2016;

WHEREAS, Oracle and Google (collectively, the “Parties”) conferred and agreed, in light of Oracle’s representations regarding the witness’s availability, that Mr. Chatterjee would be produced for deposition on April 28, 2016 in San Francisco;

WHEREAS, the supplemental briefing schedule set forth in ECF 1717 regarding Dr. Kemerer shall, relative to the deposition of Rohit Chatterjee, remain the same, as reflected below;

NOW, THEREFORE, the Parties AGREE AND STIPULATE that:

- (i) Rohit Chatterjee's deposition will be held in San Francisco on April 28, 2016.
- (ii) Within THREE DAYS following the deposition, Google shall file a supplemental brief NOT TO EXCEED EIGHT PAGES detailing the results of that deposition. Oracle may respond within TWO DAYS thereafter.

Dated: April 22, 2016

ORRICK HERRINGTON & SUTCLIFFE LLP

By: /s/ *Gabriel M. Ramsey*
GABRIEL M. RAMSEY

Attorneys for Plaintiff
ORACLE AMERICA, INC.

Dated: April 22, 2016

KEKER & VAN NEST LLP

By: /s/ Eugene M. Paige
EUGENE M. PAIGE

1 Attorneys For Defendant
2 GOOGLE, INC.

3 **ATTESTATION OF CONCURRENCE**

4 I, Gabriel M. Ramsey, the ECF User whose ID and password are being used to file this
5 Stipulation and [Proposed] Order Regarding the Deposition of Rohit Chatterjee, hereby attest that
6 Eugene Paige has concurred in this filing.

7 Dated: April 22, 2016 By: /s/ Gabriel M. Ramsey

11 **[PROPOSED] ORDER**

12 The foregoing stipulation is approved, and IT IS SO ORDERED.

14 Date: _____

15 Honorable William H. Alsup
Judge of the United States District Court